IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8815 OF 2003.

Balu Laxman Sawant (since deceased)
by LR Suresh Balu Sawant. ... Petitioner
Versus.
Hemant Daji Sawant and another. ... Respondents.

Ms.Suhasini Mutalik for the Petitioner.

Shri Dilip Bodake for the Respondent No.1.

CORAM : ABHAY S. OKA, J.

DATED : 20th JANUARY, 2006.

P.C.:

1. The learned Advocate appearing for the Petitioner states that Civil Appeal No.291 of 2000 has been finally decided against the Petitioners and the Petitioners have preferred Second Appeal. She seeks permission to withdraw this petition with liberty to challenge the order dated 16th September 2003 in the pending Second Appeal.

2. Accordingly the petition is permitted to be withdrawn with liberty as prayed. All contentions of the parties are kept open.

Judge.